

**WESTERN STATES CONTRACTING ALLIANCE
PARTICIPATING ADDENDUM
FOR DATA COMMUNICATIONS EQUIPMENT**

Between

The State of HAWAII and IBM CORPORATION
(Name of Contractor)

This Participating Addendum will add the State of Hawaii as a Participating State to purchase from the WSCA Price Agreement, Number AR 1474, with IBM Corporation.
(Name of Contractor)

1. **Scope:** This addendum covers purchases and maintenance of Data Communications Equipment for State Agencies and political subdivisions listed herein.

Executive Branch, including Dept. of Education & Office of Hawaiian Affairs

Legislative Branch: House of Representatives and Senate

Judiciary

City & County of Honolulu: All jurisdictions

County of Hawaii: All jurisdictions

County of Kauai: All jurisdictions

County of Maui: All jurisdictions

University of Hawaii

Hawaii Health Systems Corporation

2. **Changes:** The following provision is applicable to this Participating Addendum only and is in addition to the provisions contained in the MPA.

- Page 18, "Purchasing Entity". Non-profit organizations (pursuant to section 103D-804, HRS) are eligible to use this contract.
- Page 21, REPORTS – IBM Corporation will provide a quarterly sales report showing the gross Hawaii sales for the quarterly period just ended to the Primary Contact (Paragraph 3, below) in accordance with the following schedule:

<u>Quarter Ending</u>	<u>Report Due</u>
March 31	April 30
June 30	July 31
September 30	October 31
December 31	January 31

The quarterly report will be subtotaled by Purchasing Entity names by State agency or political subdivision. The quarterly report shall also include any adjustments from prior periods, if applicable.

3. **Primary Contact:** The primary state government contact for this participating addendum is as follows:

Contact:	Ruth Yamaguchi
State/Political Entity:	State Procurement Office
Address:	P.O. Box 119
City, State, Zip:	Honolulu, Hawaii 96813
Phone:	808 586-0567
Fax:	808 586-0570
Email:	ruth.yamaguchi@hawaii.gov

4. **Price Agreement Number:** The price agreement number for the Participating State is AR-1474. All purchase orders issued by Purchasing Entities within the jurisdiction of this Participating Addendum shall include the MPA Number AR-1474 and also reference the State Procurement Office No. VL 03-23.

This participating addendum and the WSCA Master Price Agreement, Number AR 1474 , (administered by the State of Utah) together with its exhibits, set forth the entire agreement between the parties with respect to the subject matter of all previous communications, representations or agreements, whether oral or written, with respect to the subject matter hereof. Terms and conditions inconsistent with, contrary or in addition to the terms and conditions of this Addendum and the Master Price Agreement, together with its exhibits, shall not be added to or incorporated into this Addendum or the Price Agreement and its exhibits, by any subsequent purchase order or otherwise, and any such attempts to add or incorporate such terms and conditions are hereby rejected. The terms and conditions of this Addendum and the Price Agreement and its exhibits shall prevail and govern in the case of any such inconsistent or additional terms.

IN WITNESS WHEREOF, the parties have executed this Addendum as of the date of execution by both parties below.

Government Entity:

State of Hawaii

State Procurement Office

By: 

Name: Aaron S. Fujioka

Title: Administrator

Date: 7/1/03

Contractor:

IBM Corporation

By: 

Name: ALBERT AH HEE JR.

Title: TERRITORY SALES REPRESENTATIVE

Date: 7/18/03